

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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<b>KELVIN MANN,</b>	:	
	:	
<b>Petitioner,</b>	:	
	:	
<b>v.</b>	:	<b>CIVIL ACTION</b>
	:	<b>No. 16-724</b>
	:	
<b>THERESA DELBALSO, et al.,</b>	:	
	:	
<b>Respondents.</b>	:	

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**ORDER**

This 21st day of August, 2017, upon careful and independent consideration of Petitioner's Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2254, and after review of the Report and Recommendation of United States Magistrate Judge Lynne A. Sitarki, it is hereby **ORDERED** that:

1. The Report and Recommendation is ADOPTED,
2. The Petition for Writ of Habeas Corpus will be STAYED and held in ABEYANCE while Petitioner litigates his PCRA petition in state court.
3. Petitioner shall notify the District Court within thirty days of the conclusion of the state court proceedings. At that time, Petitioner shall provide a written status report detailing the conclusion of his state court exhaustion efforts, and include a copy of the relevant state court disposition. Petitioner shall inform the District Court whether the state court proceedings impacted his habeas petition in any way.

/s/ Gerald Austin McHugh  
United States District Judge